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In re Application of :
SMALL, et al. :
U.S. Application No.: 10/568,077 : DECISION ON RENEWED
PCT No.: PCT/US04/25913 :
Int. Filing Date: 12 August 2004 : PETITION UNDER
Priority Date: 14 August 2003 :
Attorney Docket No.: 0632540203US : 37 CFR 1.47(a)
For: PERIODIC ACID COMPOSITIONS FOR :
POLISHING RUTHENIUM/LOW K :
SUBSTRATES :
:

This decision is in response to the applicant's "RENEWED PETITION UNDER 37 C.F.R. § 1.47(a)" filed 03 August 2007 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 04 June 2007, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.47(a) to accept the application without an executed declaration of inventor Haruki Nojo. Applicant was accorded two months to a request for reconsideration including either: 1) an oath or declaration in compliance with 37 CFR 1.497 (a)-(b) signed by the inventor or 2) a renewed petition satisfying all requirements under 37 CFR 1.47(a).

On 03 August 2007, applicant filed the response discussed herein.

DISCUSSION

The renewed petition under 37 CFR 1.47(a) is moot since the presently filed declaration has been executed by the previous non-signing inventor, Haruki Nojo. A review of the filed declarations finds that they are acceptable under 37 CFR 1.497.

CONCLUSION

For the reasons above, applicant's renewed petition under 37 CFR 1.47(a) is **DISMISSED as MOOT.**

The application has an international filing date of **12 August 2004** and will be given a

date of **03 August 2007** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

This application is being returned to the DO/EO/US for processing in accordance with this decision.



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